



City of Seattle

Michael Patrick McGinn, Mayor

CIVIL SERVICE COMMISSIONS

Public Safety Civil Service Commission

Commission Chair Terrence Carroll

Commissioner Christian M. Halliburton

Commissioner Joel A. Nark

February 17, 2012
Public Safety Civil Service Commission
Monthly Meeting Minutes
APPROVED MARCH 26, 2012

Call to Order: Commission Chair Carroll called the Public Safety Civil Service Commission monthly Meeting to order at 10:00 a.m. The meeting was in Suite 1679 of the Seattle Municipal Tower, 700 Fifth Avenue, Seattle, Washington 98124.

In Attendance:

Commission Chair Terrence Carroll

Commissioner Christian Halliburton

Commissioner Joel Nark

Jeff Slayton, Assistant City Attorney

Jennifer A. Greenlee, Executive Director

Teresa R. Jacobs, Administrative Staff Assistant

Pam Inch, Personnel Dept.

Dori Towler, SFD

Paul Olsen, Assistant City Attorney

Alex Higgins, Attorney at Law

- The Commission welcomed Jennifer Greenlee, the newly appointed Executive Director of the Public Safety Civil Service Commission and Teresa Jacobs, Administrative Staff Assistant.

1. Approval of Minutes:

December 16, 2011, January 13, 2012, and January 20, 2012: Commissioner Nark moved to approve the minutes as written. Commissioner Halliburton seconded the motion. The minutes were approved and signed.

- #### **2. Remand Hearing-Eric Werner v. City, SPD:**
- Appellant Eric Werner was present and represented by attorney Alex Higgins; Paul Olsen appeared for the City of Seattle, Seattle Police Department. The Commission allowed the parties the opportunity to brief on a single issue.

3. **Request for Reinstatement to the Eligibility Register:** Paul Campbell, formerly employed with the Seattle Fire Department, requested of the Commission to make an exception or change the rule so that he could be reinstated to the register after an absence of over five years to avoid having to reapply and take another exam. Mr. Campbell stated he has served the community in his capacity as firefighter, has received additional training, and believes his years of exceptional service would warrant a change. Dori Towler with the Seattle Fire Department was present and notified the Commission that Mr. Campbell did make the request to Chief Dean. The Chief's position is that it is not in the best interest of the department to have a rule change at this time. Commission Chair Carroll asked of counsel whether under the current rule, an exception could be made. Commission Counsel Jeff Slayton advised the Commission that under the current rules, no exception could be made as it is a procedural rule versus a substantive rule. But the Commission could look at the possibility of making a rule change where Mr. Campbell could be reinstated to the list by either doing away with the limit, which is currently 5 years (1&4), or extending the time limit. Commission Chair Carroll moved to change the rule to 1&6. Commissioner Halliburton seconded the motion. Commissioner Nark stated there needed to be deliberation before moving forward with a motion. Commissioner Halliburton withdrew his motion until a representative from the union could be present to clarify the issue of a time frame or give a perspective on the issue. Commissioner Nark commended Mr. Campbell on his being an asset to the City, but feels the 1&4 is adequate. Commission Chair Carroll stated the issue will be continued with a specific request to the Unions and any other affected City agency to give input and look at the rule of 1&4 changed to 1&6 specifically put to the Unions, and if the rules are to be kept as they are, then give good cause for an exception
4. **Possible Adoption of Rules of Practice and Procedure:** The Commission discussed the current changes to the rules. The rules will be updated to reflect the Appointing Authority of the Executive Director as the Chairs of the Public Safety and Civil Service Commissions. The Commission agreed to adopt the revised rules and work from the new rules for any future amendments. Commissioner Halliburton moved to adopt the rules as revised and amend any new changes. Commissioner Nark seconded the motion. The motion passed.
5. **Old Business/New Business:**

Compensation/Confirmation of Executive Director: Pam Inch notified the Commission the compensation packet for Jennifer Greenlee has been submitted to City Council Government Performance and Finance Committee for review, and a tentative date of confirmation has been scheduled.
6. **Budget:** Commission Chair Carroll informed the Commission he was notified by Mike Katz, Budget Analyst that there was a shortfall in the budget which will delay the Commissions ability to fill the .6 FTE Administrative position. The payouts for the two abrogated positions of Executive Director, will not affect the budget until March. The

Budget office indicated there is surplus from the PSCSC through 2011, and will apply it to 2012 to offset some of the costs. The Executive Director will provide future updates to the Commission regarding the Budget.

Executive Session: The Commission went into Executive Session at 11:15 a.m. The Executive Session ended at 11:50 a.m.

7. Executive Session: Pursuant to RCW 42.30.110

Deliberation in Werner v. City of Seattle, SPD Remand: The Commission deliberated on this matter in executive session and voted 2 to 1 to agree with the Chiefs decision to terminate Officer Werner. Commissioners Carroll and Halliburton voted to uphold the termination, and Commissioner Nark dissented. A formal order will be issued by the Commission, and Commissioner Nark may write a separate dissent. Commissioners Halliburton and Nark stated for the record, they agreed with the decision that was made in Executive Session.

Compensation Package for Executive Director: The Commission deliberated in executive session the compensation package for the Executive Director. Commissioner Halliburton moved to approve the package. Commissioner Nark seconded the motion. The motion passed. Commission Chair Carroll congratulated Ms. Greenlee on her position and the assistance provided to the Commission.

Next Meeting: Commission Chair Carroll notified the Commission he will be out of the country the better part of March, and would not be available for the next scheduled meeting on March 16, but encouraged the Commissioners to hold a meeting as two would be a quorum. Ms. Inch notified the Commission that due to testing timelines and fireboat pilot exam eligibility that would come before the Commission in March, a carryover would not be possible. Commissioner Halliburton stated he would not be available on the 16th. The Commission agreed to cancel the meeting of March 16, and hold a special meeting on March 9th.

Adjournment: All other business before the Commission having been considered, the meeting was adjourned at 12:00 p.m.

Respectfully Submitted By:

/s/ Teresa R. Jacobs 3/26/2012

/s/ Joel A. Nark 3/26/2012

Teresa R. Jacobs
Administrative Staff Assistant

Joel A. Nark
Commissioner

Date: